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IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,  
Plaintiff,

v.

HOPELYN RHIANNON AUSK,  
Defendant.

2:20-CR-00204-JAM

PRELIMINARY ORDER OF FORFEITURE

Based upon the guilty plea entered by defendant Hopelyn Rhiannon Ausk and the Stipulation and Application for a Preliminary Order of Forfeiture, it is hereby ORDERED, ADJUDGED and DECREED:

1. Pursuant to 18 U.S.C. § 981(a)(1)(C) and 28 U.S.C. § 2461(c), defendant Hopelyn Rhiannon Ausk's interest in the following property is hereby condemned and forfeited to the United States, to be disposed of according to law:

- a. Approximately \$8,098.00 in U.S. Currency, plus all accrued interest,
- b. Approximately \$11,700.00 in U.S. Currency, plus all accrued interest,
- c. Approximately \$124.00 in U.S. Currency, plus all accrued interest, and
- d. Approximately \$1,000.00 in U.S. Currency, plus all accrued interest.

2. The above-listed property constitutes or is derived from proceeds traceable to or obtained, directly or indirectly, as a result of violations of 18 U.S.C. § 1341.

3. The defendant waived oral pronouncement of forfeiture at the time of sentencing and any

1 defects in such pronouncement that pertain to forfeiture and waived any defenses to forfeiture.

2 4. The United States will not oppose crediting the defendant's restitution obligation by the  
3 amount of forfeited net proceeds remitted to victims through the remission or restoration process.

4 5. Pursuant to Rule 32.2(b)(3), the Attorney General (or a designee) shall be authorized to  
5 seize the above-listed property. The aforementioned property shall be seized and held by the U.S.  
6 Marshals Service, in its secure custody and control.

7 6. a. Pursuant to 28 U.S.C. § 2461(c), incorporating 21 U.S.C. § 853(n), and Local Rule  
8 171, the United States shall publish notice of the order of forfeiture. Notice of this Order and notice of  
9 the Attorney General's (or a designee's) intent to dispose of the property in such manner as the Attorney  
10 General may direct shall be posted for at least 30 consecutive days on the official internet government  
11 forfeiture site [www.forfeiture.gov](http://www.forfeiture.gov). The United States may also, to the extent practicable, provide direct  
12 written notice to any person known to have alleged an interest in the property that is the subject of the  
13 order of forfeiture as a substitute for published notice as to those persons so notified.

14 b. This notice shall state that any person, other than the defendant, asserting a legal  
15 interest in the above-listed property, must file a petition with the Court within sixty (60) days from the  
16 first day of publication of the Notice of Forfeiture posted on the official government forfeiture site, or  
17 within thirty (30) days from receipt of direct written notice, whichever is earlier.

18 7. If a petition is timely filed, upon adjudication of all third-party interests, if any, this Court  
19 will enter a Final Order of Forfeiture pursuant to 18 U.S.C. § 981(a)(1)(C) and 28 U.S.C. § 2461(c), in  
20 which all interests will be addressed.

21  
22 SO ORDERED this 22<sup>nd</sup> day of March, 2022.

23  
24  
25 /s/ John A. Mendez

26 THE HONORABLE JOHN A. MENDEZ  
27 UNITED STATES DISTRICT COURT JUDGE  
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